

110TH CONGRESS
2D SESSION

H. R. 5690

IN THE SENATE OF THE UNITED STATES

MAY 12, 2008

Received; read twice and referred to the Committee on the Judiciary

AN ACT

To remove the African National Congress from treatment as a terrorist organization for certain acts or events, provide relief for certain members of the African National Congress regarding admissibility, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

1 **SECTION 1. EXEMPTION OF AFRICAN NATIONAL CONGRESS**
2 **FROM TREATMENT AS TERRORIST ORGANI-**
3 **ZATION FOR CERTAIN ACTS OR EVENTS.**

4 Section 691(b) of the Department of State, Foreign
5 Operations, and Related Programs Appropriations Act,
6 2008 (division J of Public Law 110–161; 121 Stat. 2365)
7 is amended by inserting “the African National Congress
8 (ANC),” after “the Karenni National Progressive Party,”.

9 **SEC. 2. RELIEF FOR CERTAIN MEMBERS OF THE AFRICAN**
10 **NATIONAL CONGRESS REGARDING ADMISSI-**
11 **BILITY.**

12 (a) EXEMPTION AUTHORITY.—The Secretary of
13 State, after consultation with the Attorney General and
14 the Secretary of Homeland Security, or the Secretary of
15 Homeland Security, after consultation with the Secretary
16 of State and the Attorney General, may determine in such
17 Secretary’s sole unreviewable discretion that paragraphs
18 (2)(A), (2)(B), and (3)(B) of section 212(a) of the Immi-
19 gration and Nationality Act (8 U.S.C. 1182(a)) shall not
20 apply to an alien with respect to activities undertaken in
21 opposition to apartheid rule in South Africa.

22 (b) SENSE OF CONGRESS.—It is the sense of the
23 Congress that the Secretary of State and the Secretary
24 of Homeland Security should immediately exercise in ap-
25 propriate instances the authority in subsection (a) to ex-
26 empt the anti-apartheid activities of aliens who are current

1 or former officials of the Government of the Republic of
2 South Africa.

3 **SEC. 3. REMOVAL OF CERTAIN AFFECTED INDIVIDUALS**
4 **FROM CERTAIN UNITED STATES GOVERN-**
5 **MENT DATABASES.**

6 The Secretary of State, in coordination with the At-
7 torney General, the Secretary of Homeland Security, the
8 Director of the Federal Bureau of Investigation, and the
9 Director of National Intelligence, shall take all necessary
10 steps to ensure that databases used to determine admissi-
11 bility to the United States are updated so that they are
12 consistent with the exemptions provided under section 2.

Passed the House of Representatives May 8, 2008.

Attest: LORRAINE C. MILLER,
Clerk.